



212758



December 13, 2004

VIA UPS OVERNIGHT DELIVERY

Mr. Vernon Williams, Secretary
Surface Transportation Board
1925 "K" Street, N.W.
Washington, DC 20423-0001

**RE: STB Docket No. AB-33 (Sub-No. 208X), Union Pacific Railroad Company -
Abandonment Exemption - In Marshall County, Kansas (Marietta Industrial Lead)
from M.P. 133.13 to M.P. 125.0**

Dear Mr. Williams:

The Union Pacific Railroad Company ("Union Pacific") has received a third request from the Nebraska Trails Foundation, Inc. ("NTF") for an additional 90 day extension in which to complete negotiations for the acquisition of that portion of the Union Pacific's right of way at Marshall County, Kansas from M.P. 133.13 to M.P. 125.0 known as the Marietta Industrial Lead for trail use. The Union Pacific is willing to continue to negotiate with the NTF concerning the acquisition of the subject property for trail use for the requested 90 days to and including March 12, 2005. A copy of the NTF's request is attached hereto as Exhibit "A" and hereby made a part hereof.

Ten (10) additional copies of this letter and exhibit are enclosed for the Board's use and distribution.

Sincerely yours,

Enclosures

cc: Nebraska Trails Foundation, Inc.

ENTERED
Office of Proceedings

DEC 14 2004

Public Record

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Mack H. Shumate, Jr.
Senior General Attorney, Law Department

UNION PACIFIC RAILROAD
101 N. Wacker Dr., Rm. 1920, Chicago, IL 60606-1718
ph. (312) 777-2055 fx. (312) 777-2065



Nebraska Trails Foundation, Inc.
1644 Woodsvew • Lincoln, NE • 68502-4649 • 402-420-5885

December 10, 2004



Vernon Williams, Secretary
Surface Transportation Board
1925 K Street, NW
Washington, DC 20423-0001

RE: Surface Transportation Board (Docket No. AB-33 (Sub-No 208X) Union Pacific Railroad Company Abandonment Exemption in Marshall County, Kansas. (Marietta Industrial Lead) from Mile Post 133.13 near Marysville to Mile Post 125.0 near Marietta.

Dear Mr. Williams:

On June 21, 2004, the Surface Transportation Board extended the negotiating period of NITU for AB-33 (Sub-No 208X) Union Pacific Railroad Company - Marietta Industrial Lead in Marshall County, KS M.P. 133.13 near Marysville to M.P. 125.0 near Marietta until December 12, 2004 with the Nebraska Trails Foundation, Inc. (NTF).

Due to ongoing negotiations with the Union Pacific Railroad Co., the Nebraska Trails Foundation, Inc. requests an extension of NITU for an additional 90 days (until March 12, 2005.)

Enclosed is the fee of \$350.

Yours truly,
ROSS GREATHOUSE

Ross Greathouse
For the Foundation
3901 South 27th Street, No. 29
Lincoln, NE 68502

RG:cg

Cc: Gale Breed, Pres. NTF
Mark Jensen, Union Pacific Railroad
Mack Shumate, Jr., Senior General Att'y, UP
Steve O'Neal, City of Marysville Quality of Life Cte

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